



SAN DIEGO COUNTY INDIAN GAMING LOCAL COMMUNITY BENEFIT COMMITTEE

Application Form For FY 2013-2014 Grants

- A. Name of Jurisdiction: San Diego County Sheriff's Department
- B. Mailing Address of Jurisdiction: 9621 Ridgehaven Court, San Diego, CA 92123

- C. Name of Project: Law Enforcement on Tribal Lands in San Diego County
- D. Impacts are associated with which casino(s)? Barona and all area casinos
- E. The following uses are the priorities for receipt of grant money.
Please check all the priorities the project satisfies:

Law Enforcement X	Fire Services	Emergency Medical Services
Environmental Impacts	Water Supplies	Waste Disposal
Behavioral Health	Public Health	Planning and Adjacent Land Uses
Roads	Recreation and Youth Programs	Child Care Programs

F. On a separate sheet, please provide the following:

- 1) A complete description of the project;
- 2) Evidence showing the relationship between the project and impacts on your jurisdiction associated with the particular casino(s) listed under "D" above, and data linking the percentage of the requested funding to the percentage of impacts associated with particular casinos (include the data source); and
- 3) An explanation of how the proposed project will mitigate impacts of casino(s).

AB 2515 (2012) amended Government Code Section 12715(b)(1)(A) establishing all application policies and procedures for grants from the Individual Tribal Casino Account or County Tribal Casino Account. *Each grant application shall clearly show how the grant will mitigate the impact of the casino on the grant applicant.* Maps, tables, data and/or a descriptions should be attached to this application to provide an explanation and documentation for the Indian Gaming Local Community Benefit Committee. This information is necessary for the IGLCBC to review and to make a determination of how the grant mitigates proportional share and compliance with all requirements established in Government Code Section 12715(b)(1)(A).

G. Type of grant for which you are applying: (Check each that applies)

1. **60% Nexus Grant (note that only County of San Diego Offices and Departments are eligible for this type of grant)¹ __X__**
2. **20% Non-Nexus Grant __X__**

These "20% Non-Nexus Grants" are intended only for local jurisdictions (County, cities and special districts) impacted by Barona and/or Sycuan Casinos.

3. **20% Non-Nexus Grant __X__**

These "20% Non-Nexus Grants" are intended for local jurisdictions (County, cities and special districts) impacted by casinos of Tribes NOT paying into the Special Distribution Fund² and for assistance to local jurisdictions for one-time large capital projects.

H. What is the project's estimated time frame? July 1, 2014- June 30, 2015

I. Proportionate share of the project expenditure that mitigates the impact from the casino(s): **100%**

¹ County of San Diego is the only "local government jurisdiction" that meets two or more nexus criteria.

² Campo, La Jolla (proposed), La Posta, Pala, Pauma, Rincón, San Pasqual, Santa Ysabel and Viejas Bands.

- J. Amount of funding requested through this application: \$ 86,883.87
- K. What will be the total cost of the project? \$ 86,883.87
- L. If total cost of the project exceeds amount of funding requested, please name other sources of funding that will be contributed to the project and the amount provided by each source: _____

- M. On a separate sheet, please describe how you intend to meet the requirement that grant recipients must provide notice to the public, either through a slogan, signage or other mechanism, which states that the project has received funding from the Indian Gaming Special Distribution Fund and further identifies the particular Individual Tribal Casino Account from which the grant derives.

Please e-mail the complete Application to Eric.Lardy@sdcounty.ca.gov **AND** hand-deliver or mail a copy with the page containing the original Authorized Signature to the following address **by March 26, 2014**.

County of San Diego
Attn. Mr. Eric Lardy
1600 Pacific Highway
Room 212, MS A6
San Diego, CA 92101

I, Christine Harvel, hereby acknowledge that the grant funds requested herein shall be used solely for the purpose that to the best of my knowledge mitigates impacts from casino projects. In compliance with AB 158, I agree to ensure that all grant funds received shall be deposited in a separate interest-bearing account; and at the completion of the project, I agree to return any earned interest or cost savings from the project to the County for reallocation by the Indian Gaming Local Community Benefit Committee.

Submitted by: Christine Harvel

Title: Lieutenant

(Print name)



Date: 03/24/2014

(Authorized Signature)

CONTACT PERSON: Name: Christine Harvel

Phone: (858) 442-1316/ (619) 659-2602

Fax: N/A

E-mail Address: Christine.harvel@sdsheriff.org

LAW ENFORCEMENT ON TRIBAL LANDS IN SAN DIEGO COUNTY

Description of Project

This is an application for funds to provide professional training to Deputy Sheriff's and allied law enforcement personnel to enhance the quality of law enforcement on tribal lands in San Diego County. This program, Law Enforcement on Tribal Lands in San Diego County, will be delivered through various professional instructors who work with Public Law 280 (PL 280) consistently. The training will be available three days to accommodate Sheriff's personnel and other agencies whose work takes them on tribal lands and casinos. Pursuant to PL 280, the San Diego Sheriff's Department has primary jurisdiction on tribal lands within San Diego County. The Sheriff's Department deploys patrol deputies from stations and substations to respond to emergency calls and other calls for services at the casinos and on tribal lands, (See Attached Jan.-Dec. 2013 calls for service and statistics). In addition, detectives routinely investigate a variety of criminal matters at the casinos and on tribal lands.

The Sheriff's Department works in cooperation with tribal governments, tribal police, casino security, local police, and state and federal law enforcement. Over the years, the Sheriff's Department has developed an excellent government-to-government relationship with tribal leaders. In light of the substantial number of deputies and investigators who work on criminal matters on tribal lands and at the casinos, the scope of law enforcement responsibility, and the complexity of applying PL280 on sovereign land, tribal leaders have urged the Sheriff to provide professional training in this arena for Deputy Sheriffs, as well as for allied agencies who may respond to emergency calls on tribal lands and at the casinos.

The emergence of Indian Gaming has made the need for specialized knowledge all the more important since it has brought thousands of visitors to San Diego County. The presence of an itinerant population inevitably leads to an increase in calls for service to law enforcement.

Additional factors contribute to the need for law enforcement training now: the growth in the number of Special Law Enforcement Commissions granted by the Department of the Interior, the emergence of the Intertribal Court of Southern California, and the passage by Congress of the Tribal Law and Order Act. Each of these add complexity to duties that were already complex.

There is no regular training through the Commission of Peace Officer Standards and Training (POST) or any other law enforcement trainer to provide deputies with an understanding of the legal and tactical issues inherent to enforcement on tribal lands in California. Just as significantly, there is no forum to provide deputies with training on matters of sovereignty, concurrent jurisdiction, or the significance of differences when enforcing the law in Indian Country. There is a serious need to provide focused, comprehensive training for deputies, as well as the Sheriff's partner agencies, including local, state, and federal agencies.

Relationship between the Project and Impacts on Casinos

California is one of six states, which operate under PL 280, passed into law by Congress in 1953. The federal law gives jurisdiction over criminal matters to State governments and consequently to local law enforcement. Pursuant to PL 280, the San Diego Sheriff's Department has primary law enforcement jurisdiction on Tribal Lands and at the casinos for the 19 federally recognized Tribes within San Diego County and for a portion of one Tribe, whose lands cross Riverside County into San Diego County. The Sheriff's Department works in cooperation with Tribal governments, including Tribal Police, casino security, as well as local police, and state and federal law enforcement, to respond to calls for service and emergencies, and to investigate crimes.

To respond effectively and appropriately requires special knowledge of Indian sovereignty, the rules that govern enforcement in PL 280 state, and cultural issues inherent to enforcement on Tribal Land. This knowledge must be put into the practical context of the role of federal law enforcement and Tribal Police, especially if Tribal Police Officers have been approved for Special Law Enforcement Commissions by the Department of the Interior.

San Diego County now has ten gaming casinos with four new casinos in the planning or building stage, more than any jurisdiction in California. Casinos attract tens of thousands of visitors and customers to Tribal Lands each year. Most are law abiding. Some commit crimes, affecting the quality of life on Tribal Lands, at the casinos, and the surrounding areas. Criminal conduct on Indian reservations includes forgery, credit card fraud, auto theft, burglary, robbery, domestic violence, arson, identity theft, and murder. The Sheriff's Department provides crime patrol and investigation services for the reservations, including gaming casinos, retail outlets, and hotel and entertainment facilities. Specialized investigators respond in accord with the type of crime. The Sheriff's Central Investigations Division includes Homicide Detail, Domestic Violence, and Child Abuse Unit. The Bomb and Arson unit is part of the Emergency Services Division. The Sheriff's Regional Crime Laboratory and other support operations, including the Communications Center, support the work of these units.

It is estimated that in the course of a year, numerous Deputy Sheriff's will engage in responding to or investigating incidents on Tribal Lands and at the casinos. This proposal is to provide training for Deputy Sheriff's and allied agencies and to do it under the auspices of the Intertribal court of Southern California.

How proposed Project will Mitigate the Impact of the Casinos

The Sheriff's Department proposes to provide Law Enforcement training on Tribal Lands in San Diego County. The goal is to tap into the expertise of professionals knowledgeable in legal and law enforcement issues in a PL 280 state, federal authorities, and individuals knowledgeable of historic and cultural issues particular to tribal members.

The total cost for training for 115 law enforcement personnel is set at \$86,883.87; there will be two or three training classes depending on the number of attendees in each class. This cost includes amounts for training materials and Sheriff's Department personnel overtime salaries and benefits but does not include reimbursement to law enforcement agencies to back-fill vacancies during the training day. It is expected that each respective law enforcement agency will cover the cost as their contribution to the program.

Law Enforcement on Tribal Lands in San Diego County

Public Law 280: background, Scope and Impact

The federal role on Tribal lands in a PL 280 State: Concurrent Jurisdiction and practical Impacts

The Tribal law and Order Act: Purpose and Prospects for Change

The Role and Authority of Tribal Police Departments/ Casino Security Operations

The Impact of Special Law Enforcement Commissions

The Role of the District Attorney

Special Law Enforcement Issues

Search Warrants and Subpoenas

Trespassing Issues

Protective Orders

Disenrollment

Exclusion Orders

What "if" scenarios

The goal for presenting Law enforcement on Tribal Lands in San Diego County is to enhance the quality of law enforcement on tribal lands, at the casinos, and the adjacent communities, mitigate certain negative impacts of gaming, and increase the understanding by the law enforcement of the law and culture that govern tribal lands in San Diego County.

Notice to the Public

If awarded, the Sheriff's Department will prepare a press release and/or other publicity as determined by the Sheriff's Media Relations personnel to inform the public of the award for the Law Enforcement on Tribal Lands in San Diego County training program. The Sheriff will also announce the award at the community meetings and forums.

SAN DIEGO COUNTY SHERIFF'S DEPARTMENT
LAW ENFORCEMENT ON TRIBAL LANDS TRAINING

Back up to Cost Information for Law Enforcement on Tribal Lands Training
FY 2014-2015 Rates used to Estimate Personnel Costs

Class:

Law Enforcement on Tribal Lands in San Diego County

Instructor:

Varied instructors from the D.A's Office, Sheriff's Department, Tribal Police with experience in PL-280

Two Training Classes:

Each class with a maximum of 58 law enforcement personnel or three classes with 38 in attendance at each class. **Includes materials and SDSD personnel overtime rates.**

Description	# of Personnel	# of Hours	OT with Benefits	Total
Cost for 1 class for Sheriff Personnel	---	---	---	---
Community Service Officer	4	8	\$ 32.67	\$ 1045.44
Deputy Sheriff	115	8	\$ 64.24	\$ 59,100.80
Special Purpose Officer (Barona)	1	8	\$ 67.23	\$ 537.84
Sheriff's Detective	13	8	\$67.23	N/A
Sheriff's Sergeant	35	8	\$77 56	\$ 21,716.68
Sheriff's Lieutenant	10	8	\$ 91.28	N/A
Sheriff's Captain	0	8	---	---
Sheriff's Commander	0	8	---	---
Assistant Sheriff	0	8	---	---
---	---	---	---	---
	178	---	---	\$ 82,400.76


SAN DIEGO COUNTY SHERIFF'S DEPARTMENT
LAW ENFORCEMENT ON TRIBAL LANDS TRAINING

Supplies	Quantity	Unit Cost	Sub-Total
Purchase of PL-280 Resource Guide Books	180	\$ 22.49	\$ 4,048.20
---	---	---	---
Tax @ 8%	---	---	\$ 323.86
ISF Fees @ 2.54%	---	---	\$ 111.05
Total Supplies	---	---	\$ 4,483.11
Total Overtime	---	---	\$ 82,400.76
Total Training Cost	---	---	\$ 86,883.87

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by [Alex Tortes](#) (Author) , [Cindy Pierce](#) (Author)
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A User-friendly PL 280 Resource Guide offers a unique perspective on Public Law 280 (PL 280). Why is jurisdiction in Indian country like playing a game of Twister? This resource guide will serve as the "tour guide," directing the reader down the path of the evolution of jurisdiction in Indian country. The book's

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